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9 **BEFORE THE**
10 **BOARD OF REGISTERED NURSING**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

12 In the Matter of the Accusation Against:

Case No. 2009-121

13 **THOM MARTIN WALZ**
12342 Hunters Chase Drive, #2813
14 Austin, TX 78729

A C C U S A T I O N

15 Registered Nurse License No. 673756

16 Respondent.
17

18 Ruth Ann Terry, M.P.H., R.N. ("Complainant") alleges:

19 **PARTIES**

20 1. Complainant brings this Accusation solely in her official capacity as the
21 Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer
22 Affairs.

23 2. On or about February 15, 2006, the Board issued Registered Nurse License
24 Number 673756 to Thom Martin Walz ("Respondent"). The license will expire on
25 September 30, 2009, unless renewed.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Out-of-State Discipline)**


3 8. Respondent is subject to discipline under Code section 2761(a)(4), in that
4 effective March 23, 2007, in a disciplinary action entitled, *In The Matter of Registered Nurse*
5 *License Number 672311, Issued to Thom M. Walz*, the Board of Nursing Examiners for the State
6 of Texas issued an order accepting Respondent's voluntary surrender of his license, as more
7 particularly set forth in the Order, Findings of Fact and Conclusion of Law, attached hereto as
8 **Exhibit A.**

9 **PRAYER**

10 **WHEREFORE**, Complainant requests that a hearing be held on the matters
11 herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- 12 1. Revoking or suspending Registered Nurse License Number 673756, issued
13 to Thom Martin Walz;
- 14 2. Ordering Thom Martin Walz to pay the Board of Registered Nursing the
15 reasonable costs of the investigation and enforcement of this case, pursuant to Code
16 section 125.3; and,
- 17 3. Taking such other and further action as deemed necessary and proper.

18 DATED: 11/26/08

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20 
21 RUTH ANN TERRY, M.P.H., R.N.
22 Executive Officer
23 Board of Registered Nursing
24 Department of Consumer Affairs
25 State of California
26 Complainant
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25 SA2007103076
26 Accusation (kdg) 10/20/08
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EXHIBIT A

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Registered Nurse §
License Number 672311 §
issued to THOM M. WALZ §

ORDER OF THE BOARD

On this day, the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 672311, issued to THOM M. WALZ, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal conference, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent is currently licensed to practice professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal conference, notice and hearing.
3. Respondent received a Baccalaureate Degree in Nursing from The University of Texas Health Science Center, San Antonio, Texas, in May 2000. Respondent was licensed to practice professional nursing in the State of Texas on August 22, 2000.
4. Respondent's professional nursing employment history includes:

01/01 - 08/01	Charge Nurse	Air Force Village San Antonio, Texas
09/01 - 08/02	Team Leader	Spectrum Health Care San Antonio, Texas

Respondent's professional nursing employment history continued:

09/02 - 03/03	Staff Nurse	DGO Research San Antonio, Texas
03/03 - 05/04	Staff Nurse	Caprock Home Health San Antonio, Texas
06/04 - 09/04	Staff Nurse	Seton Northwest Hospital Austin, Texas
10/04 - 02/05	Agency Nurse	Staff Search Austin, Texas
02/05 - 09/05	Charge Nurse	Cornerstone Hospital Austin, Texas
10/05 - 02/07	Agency Nurse	Independent Healthcare Staffing Charlotte, North Carolina
08/06 - Present	Unknown	

5. On or about July 5, 2000, Respondent was issued an Order of Conditional Eligibility by the Board of Nurse Examiners for the State of Texas. A copy of the Order of Conditional Eligibility is attached and incorporated by reference as part of this Order.
6. Formal Charges were filed on August 16, 2006.
7. Formal Charges were mailed to Respondent on August 23, 2006.
8. First Amended Formal Charges were filed on January 22, 2007. A copy of the First Amended Formal Charges is attached and incorporated by reference as part of this Order.
9. First Amended Formal Charges were mailed to Respondent on January 23, 2007.
10. On March 13, 2007, Respondent submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of the voluntary surrender statement is attached and incorporated by reference as part of this Order.
11. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violations of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(3),(6)(A),(10)(B)(C)&(18).
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC§§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 672311, heretofore issued to THOM M. WALZ, to practice professional nursing in the State of Texas, is accepted by the Executive Director on behalf of the Board of Nurse Examiners. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-sized license, heretofore issued to THOM M. WALZ, to the office of the Board of Nurse Examiners.
2. RESPONDENT SHALL NOT practice professional nursing, use the title of registered nurse or the abbreviation "RN" or wear any insignia identifying himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
4. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice professional nursing in compact states.

Effective this 23rd day of March, 2007.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

By: _____



Katherine A. Thomas, MN, RN
Executive Director on behalf of said Board

In the Matter of Permanent License	§	BEFORE THE BOARD
Number 672311, Issued to	§	OF NURSE EXAMINERS
THOM M. WALZ, Respondent	§	FOR THE STATE OF TEXAS

FIRST AMENDED FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, THOM M. WALZ, is a Registered Nurse holding license number 672311, which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about September 14, 2004, through September 22, 2004, while employed at Seton Northwest Hospital, Austin, Texas, Respondent withdrew Demerol, Ativan, Hycodan, Oxycodone, and Dilaudid from the SURE Med (medication dispensing system) for patients, but failed to follow the policy and procedure for the wastage of said medications. Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(18).

CHARGE II.

On or about September 14, 2004, through September 21, 2004, while employed at Seton Northwest Hospital, Austin, Texas, Respondent withdrew Ativan, Demerol, Dilaudid and Soma from the SURE Med for patients which was in excess dosage and/or frequency of a physician's order, as follows:

Date/Time	Patient	Physician's Order	SURE Med Record	MAR	Wastage
9/14/04@ 2325	5021655	Ativan 1mg Q 6 hrs PRN anxiety	Ativan 4mg	2330-1mg	None
9/17/04@ 0004	0916433	Demerol 50mg IV & Phenergan 25mg IV Q 4 hrs PRN Pain	2 Demerol 50mg (total 100mg)	None in MAR NN - 50mg	None
9/21/04@ 2217	813875	Dilaudid 1mg IV Q 3 hrs PRN	Dilaudid 2mg	2200-1mg	None
9/22/04@ 0054	813875	same	Dilaudid 2mg	0100-1mg	None
9/22/04@ 0405	813875	same	Dilaudid 2mg	0400-1mg	None
9/21/04@ 2032	813875	Soma 1 tab PO twice daily	2 Soma 350mg tab	2100 -1 tab	None

Respondent's conduct was likely to injure the patient in that the administration of Ativan, Demerol, Dilaudid, and Soma in excess frequency and/or dosage of the physician's order could result in the patients suffering from adverse reactions.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(3).

CHARGE III.

On or about September 15, 2004, while employed at Seton Northwest Hospital, Austin, Texas, Respondent withdrew Valium 10mg from the SURE Med for Patient Medical Record Number 5021655 who had no physician's order for the medication. Respondent's conduct was likely to injure the patient in that the administration of Valium without a physician's order could result in the patient suffering from adverse reactions.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(3).

CHARGE IV.

On or about September 17, 2004, while employed at Seton Northwest Hospital, Austin, Texas, Respondent withdrew Hycodan 10ml from the SURE Med for Patient Medical Record Number 956923 who had no physician's order for the medication. Respondent's conduct was likely to injure the patient in that the administration of Hycodan without a physician's order could result in the patient suffering from adverse reactions.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(3).

CHARGE V.

On or about February 10, 2006 through March 4, 2006, while employed with Independent Healthcare Staffing Agency, Pineville, North Carolina, and on assignment at Kingman Regional Medical Center, Kingman, Arizona, Respondent withdrew Morphine, Hydromorphone and Lorazepam from the PYXIS Medication Dispensing System for patients, documented the administration of a portion of the medications, but failed to follow the policy and procedure for the wastage, as follows:

Date/Time	Patient	Physician's Order	Pyxis Record	MAR	Wastage
2/10/06 @ 0832	00031115504	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/10/06 @ 1130	same	same	Hydromorphone 2mg	1mg	None
2/10/06 @ 1150	same	Lorazepam 1 mg	Lorazepam 2mg	1mg	None
2/10/06 @ 1523	same	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/10/06 @ 1806	same	same	Hydromorphone 2mg	1mg	None
2/10/06 @ 1806	same	Lorazepam 1mg	Lorazepam 2mg	1mg	None
2/11/06 @ 0834	same	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/11/06 @ 1132	same	Lorazepam 1mg	Lorazepam 2mg	1mg	None
2/11/06 @ 1202	same	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/11/06 @ 1458	same	same	Hydromorphone 2mg	1mg	None
2/11/06 @ 1749	same	Lorazepam 1mg	Lorazepam 2mg	1mg	None
2/12/06 @ 0729	same	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/12/06 @ 0729	same	Lorazepam 1mg	Lorazepam 2mg	1mg	None
2/12/06 @ 1211	same	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/12/06 @ 1211	same	Lorazepam 1mg	Lorazepam 2mg	1mg	None
2/12/06 @ 1457	same	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
2/12/06 @ 1733	same	Lorazepam 1mg	Lorazepam 2mg	1mg	None
2/28/06 @ 1650	00031137631	Morphine 2mg	Morphine 4mg	2mg	None
3/4/06 @ 0810	same	same	Morphine 4mg	2mg	None
3/4/06 @ 1820	same	same	Morphine 4mg	2mg	None
2/28/06 @ 0745	00031135197	Morphine 2mg	Morphine 4mg	2mg	None
3/4/06 @ 0736	00031138167	Hydromorphone 1mg	Hydromorphone 2mg	1mg	None
3/4/06 @ 1117	same	same	Hydromorphone 2mg	1mg	None
3/4/06 @ 1529	same	same	Hydromorphone 2mg	1mg	None

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(A)&(10)(C).

CHARGE VI.

On or about March 4, 2006, while employed with Independent Healthcare Staffing Agency, Pineville, North Carolina, and on assignment at Kingman Regional Medical Center, Kingman, Arizona, Respondent withdrew Hydromorphone 2mg (Dilaudid) at 0736, 1117, and 1529 from the PYXIS Medication Dispensing System for a Patient Medical Record Number 00031135197 and falsely documented the administration of Dilaudid in the patients' medical record. The patient denied receiving pain medication and a drug screen for the patient resulted negative for Dilaudid. Respondent's conduct was likely to defraud the patient of the cost of the medication and was exposed the patient unnecessarily to a risk of harm from delay in receiving treatment which caused the patient to continue to suffer pain.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(A)(10)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to § 301.461, TEX. OCC. CODE ANN. The cost of proceedings shall include, but is not limited to, the cost paid by the board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bne.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Chemical Dependency which can be found at the Board's website, www.bne.state.tx.us.

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NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Orders which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Order dated July 5, 2000.

Filed this 22nd day of January, 2007.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Victoria Cox, Assistant General Counsel
State Bar No. 00789585

E. Joy Sparks, Assistant General Counsel
State Bar No. 18874600

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

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Austin, Texas 78701

P: (512) 305-6824

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Attachments: Order of the Board dated July 5, 2000.

0999/D

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of	§	
THOM MARTIN WALZ	§	ORDER OF
PETITIONER for Eligibility for	§	CONDITIONAL ELIGIBILITY
Licensure	§	

On the date entered below, the Board of Nurse Examiners considered the Petition for Declaratory Order and supporting documents filed by THOM MARTIN WALZ, hereinafter referred to as PETITIONER, together with any documents and information gathered by staff and PETITIONER's Certificate contained herein, and makes the following Findings of Fact and Conclusions of Law.

PETITIONER waived representation by counsel, notice and hearing and agreed to the entry of this Order offered on June 2, 2000, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. On October 9, 1999, Petitioner submitted a Petition for Declaratory Order in compliance with Article 4519a, Section 1(a), Texas Revised Civil Statutes, Annotated, as amended.
2. Petitioner waived representation, notice, administrative hearing, and judicial review.
3. Petitioner is currently enrolled in a Baccalaureate Degree in Nursing Program at The University of Texas Health Science Center at San Antonio, San Antonio, Texas, with an anticipated graduation date of May 2000.
4. Petitioner provided a "yes" answer to the inquiry authorized by Rule 213.29(b)(1)&(2) at 22 Texas Administrative Code. Question Number 10 reads: *"Have you been diagnosed with, treated or hospitalized in the past five (5) years for schizophrenia or other psychotic disorders, major depression, bipolar disorder, paranoid personality disorder, antisocial personality disorder or borderline personality disorders?"*

5. On June 9, 1999, Petitioner was instructed to undergo a forensic psychological evaluation.
7. On or about April 27, 2000, Petitioner completed a forensic psychological evaluation performed by Cynthia L. Hoyler, MD, Psychiatry. Dr. Hoyler concluded: "...I find no information to suggest that Mr. Walz will have difficulty in his role as a professional nurse and no reason that he should not pursue licensure..."
8. The Board received letters of support/recommendation for Petitioner from the following:
 - A letter of support, dated November 3, 1998, from Cheryl L. Hayes, MSN, RN, Instructor/Clinical, The University of Texas Health Science Center at San Antonio, San Antonio, Texas.
 - A letter, from Willie Hayek, RN, MSN, Assistant Professor, Coordinator of Nursing Skills, The University of Texas Health Science Center at San Antonio, San Antonio, Texas.
9. The Board considered evidence of Petitioner's substance abuse and subsequent rehabilitation as provided in §213.29, 22 Texas Administrative Code.
10. The safety of patients and the public requires that all persons licensed to practice nursing be fit, sober, and able to consistently practice nursing in autonomous roles under demanding and stressful conditions.
11. The Board of Nurse Examiners may license an individual who has a history of substance abuse, after consideration of the criteria set out in 22 Texas Administrative Code §213.29, the Board determines the Petitioner does not currently pose a direct threat to the health and safety of patients or the public.
12. Staff's review of the grounds for potential ineligibility has been made on the basis of the information provided by Petitioner.
12. Petitioner has sworn that his past behavior conforms to the Board's professional character requirements. Petitioner presented no evidence of behavior which is inconsistent with the Board's character requirements in 22 Texas Administrative Code §213.27.
13. Petitioner has been advised that any information found to be incomplete, incorrect, or misleading will be considered and may result in an ultimate determination of ineligibility or the later revocation of a license obtained through misrepresentation.
14. The Board considered evidence of Petitioner's past behavior in light of the character factors set out in 22 Texas Administrative Code, §213.27 and determined that Petitioner currently demonstrates the criteria required for good professional character.

CONCLUSIONS OF LAW

1. The Board of Nurse Examiners has jurisdiction over this matter pursuant to Section 301.453, Texas Occupations Code.
2. Petitioner has submitted a petition in compliance with Section 301.257, Texas Occupations Code.
3. Petitioner shall immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Section 301.452, Texas Occupations Code.
4. The Board of Nurse Examiners may license an individual who has presented an evaluation substantiating current fitness if, after consideration of the criteria set out in 22 Texas Administrative Code §213.29, the Board determines there is no direct threat to the health and safety of patients or the public.

ORDER

NOW, THEREFORE, IT IS ORDERED that upon meeting the requirements for graduation and payment of any required fees, THOM MARTIN WALZ, PETITIONER, is CONDITIONALLY ELIGIBLE to sit for the National Council Licensure Examination for Registered Nurses (NCLEX-RN® Examination). PETITIONER SHALL NOT be eligible for temporary authorization to practice as a Graduate Nurse in the State of Texas.

IT IS FURTHER ORDERED that PETITIONER SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.*, and this Order.

IT IS FURTHER ORDERED that PETITIONER, upon attaining a passing grade on the NCLEX-RN®, shall be issued a license to practice nursing in the State of Texas which shall bear the appropriate notation and PETITIONER SHALL be subject to the following stipulation(s).

(1) PETITIONER SHALL, within one (1) year of initial licensure, successfully complete a course in nursing jurisprudence. PETITIONER SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience must include registered nurses. It must be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. Courses focusing on malpractice issues will not be accepted. PETITIONER SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify PETITIONER's successful completion of the course. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure.

IT IS FURTHER ORDERED that upon full compliance with the terms of this Order, PETITIONER shall be issued an unencumbered license to practice professional nursing in the State of Texas.

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PETITIONER'S CERTIFICATE

I am the Petitioner in this matter. I have fully and truthfully disclosed all relevant information in conformity with Rule 213.29 at Texas Administrative Code. I certify that my past behavior, except as disclosed in my Petition for Declaratory Order, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of conviction, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

In connection with my petition, I acknowledge that I have read and I understand Section 301.257, Texas Occupations Code, Section 301.452 (a),(b) and (c), Texas Occupations Code, and Board Rules 213.27, 213.28, and 213.29 at 22 Texas Administrative Code, which are incorporated by reference as a part of this Order. I agree with all terms of this Order, including the Findings of Fact and Conclusions of Law and any stipulations set out in this Order. I acknowledge that this Order is stipulated and I understand that I am not eligible to receive a Graduate Nurse Permit to practice. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to registering for the NCLEX-RN® Examination or accepting any permit or license from the Board of Nurse Examiners.

I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

I understand that I can be represented by an attorney in this matter. I waive representation, notice, administrative hearing, and judicial review of this Order and request that the Executive Director of the Board of Nurse Examiners enter this Order.

Signed this 29th day of JUNE, 2000.

Thom M Walz

THOM MARTIN WALZ, PETITIONER

Sworn to and subscribed before me this 29th day of JUNE, 2000.

SEAL

Kris O'Dell

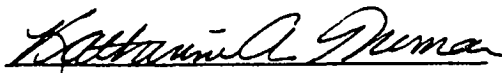
KRIS O'DELL

Notary Public in and for the State of TEXAS

WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Order of Conditional Eligibility that was signed on the 29th day of June, 2000, by THOM MARTIN WALZ, PETITIONER, for Petition for Declaratory Order, and said Order is final.

Entered this 5th day of July, 2000.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

By: 
Katherine A. Thomas, MN, RN
Executive Director
on behalf of said Board

Attachments: Section 301.257, Texas Occupations Code
Section 301.452(a),(b) and (c), Texas Occupations Code
Section 301.453, Texas Occupations Code
Rule 213.27, 22 Texas Administrative Code
Rule 213.28, 22 Texas Administrative Code
Rule 213.29, 22 Texas Administrative Code